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*Attorneys for HASElect-Medical Receivables
Litigation Finance Fund International SP*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
INFINITY CAPITAL MANAGEMENT, INC.

Debtor.

Case No. 21-14486-abl
Chapter 7

HASELECT-MEDICAL RECEIVABLES
LITIGATION FINANCE FUND
INTERNATIONAL SP,

Adversary Case No.: 22-01109-abl

Plaintiff,

**STIPULATION TO EXTEND
DISCOVERY DEADLINES AND
CONTINUE PROPOSED TRIAL
READINESS DATE**

v.

ANNE PANTELAS; OLIVER HEMMERS; and
INFINITY HEALTH SOLUTIONS LLC,

[FIRST REQUEST]

Defendants.

HASElect-Medical Receivables Litigation Finance Fund International SP (“HASElect” or “Plaintiff”), by and through its undersigned counsel, and Defendants Anne Pantelas (“Pantelas”), Oliver Hemmers (“Hemmers”), and Infinity Health Solutions LLC (“IHS” and together with Pantelas and Hemmers, “Defendants”), by and through their undersigned counsel (each a “Party” and, collectively, the “Parties”), hereby agree and stipulate, pursuant to Local Rule 7026, to extend discovery deadlines as follows:¹

¹ For clarity purposes, the discovery deadlines referenced herein are the ones set forth in the Joint Discovery Plan filed by the Parties [ECF No. 24].

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A. Discovery completed

1. On October 5, 2022, HASElect served its initial disclosures pursuant to Fed. R. Bankr. P. 7026(a)(1).

2. On October 21, 2022, Defendants served their initial disclosures pursuant to Fed. R. Bankr. P. 7026(a)(1).

3. On November 11, 2022, HASElect served its First Set of Interrogatories, Requests for Production, and Requests for Admission on Hemmers.

4. On November 11, 2022, HASElect served its First Set of Interrogatories, Requests for Production, and Requests for Admission on Pantelas.

5. On November 11, 2022, HASElect served its First Set of Interrogatories and Requests for Production on IHS.

6. On December 15, 2022, Hemmers served his responses to HASElect's First Set of Requests for Admission.

7. On December 15, 2022, Pantelas served her responses to HASElect's First Set of Requests for Admission.

8. On December 28, 2022, Hemmers served his responses to HASElect's First Set of Interrogatories.

9. On December 28, 2022, Pantelas served her responses to HASElect's First Set of Interrogatories.

10. On December 28, 2022, IHS served its responses to HASElect's First Set of Interrogatories.

11. On January 13, 2023, Hemmers served his responses to HASElect's First Set of Requests for Production.

12. On January 13, 2023, Pantelas served her responses to HASElect's First Set of Requests for Production.

13. On January 13, 2023, IHS served its responses to HASElect's First Set of Requests for Production and related privilege log.

14. On February 1, 2023, Hemmers served his First Set of Interrogatories and Requests for Production on HASelect.

15. On March 10, 2023, HASelect served its responses to Hemmers' First Set of Interrogatories and Request for Production.

B. Discovery remaining

Discovery in this case has been ongoing and additional discovery remains to be completed, including, but not limited to: Depositions of each party or the party's representative;

1. Depositions of various third parties;
2. Subpoenas to various third parties;
3. Additional written discovery;
4. Meet and confer regarding allegedly deficient discovery responses; and
5. Possible motion practice regarding allegedly deficient discovery responses.

The Parties reserve their right to take additional depositions based on information disclosed in produced documents or obtained in the depositions the Parties have identified.

C. Reasons why discovery will not be completed within the existing deadlines

This case arises from complex and largely disputed facts pertaining to, among other things, (1) the disposition of millions of dollars in loan proceeds disbursed by HASelect to Debtor Infinity Capital Management, Inc.'s ("Infinity") prior to the filing of its chapter 7 case, (2) alleged transactions and transfers between Infinity and Defendants, (3) the status and disposition of Infinity assets pledged as collateral for HASelect's loan, and (4) Defendants ongoing business activities through IHS. Investigation of this matter has required the review of extensive documents relating to business operations as well as documents obtained from several nonparties. The Parties have worked diligently by engaging in discovery from the outset of this case, but the extent of the documents at issue in this matter are voluminous and require additional time for review. There are also outstanding issues regarding allegedly deficient discovery responses that will require that the Parties meet and confer, which may also require motion practice.

The Parties believe that, given the situation as it presently exists, discovery cannot be

accomplished by the represented deadlines in the Parties' joint discovery plan on file herein [ECF No. 24]. This stipulation to extend the existing discovery deadlines is brought in good faith and not for the purpose of delay. Based on the information presented in this Stipulation, the Parties believe that good cause exists to extend discovery as proposed in order to permit the Parties to ensure that discovery is conducted in a thorough manner.

D. Proposed amended discovery schedule

Based on the foregoing, the Parties have agreed to extend the remaining discovery deadlines by approximately sixty (60) to ninety (90) days as follows:

Event Deadline	Current Date	Proposed Date
Close of Fact Discovery	4/6/2023	7/7/2023
Expert Disclosure Deadline	5/5/2023	7/7/2023
Rebuttal Expert Deadline	6/5/2023	8/1/2023
Expert Deposition Deadline	6/16/2023	8/25/2023
Dispositive Motion Deadline	6/30/2023	9/15/2023
Final List of Witnesses and Exhibits	6/18/2023	9/29/2023
Expected trial ready date	8/18/2023	10/17/2023

E. Current trial date

The trial ready date set forth in the Joint Discovery Plan [ECF No. 24] lists a trial ready date of August 18, 2023. However, there has been no formal trial date set via scheduling order.

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1 **IT IS SO STIPULATED.**

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3 DATED this 6th day of April 2023.

4 **SHEA LARSEN**

5 /s/ Bart K. Larsen, Esq.

6 Bart K. Larsen, Esq.

7 Nevada Bar No. 8538

8 Kyle M. Wyant, Esq.

9 Nevada Bar No. 14652

10 1731 Village Center Circle, Suite 150

11 Las Vegas, Nevada 89134

12 *Attorneys for HASelect-Medical Receivables*

13 *Litigation Finance Fund International SP*

DATED this 6th day of April 2023.

**LEWIS ROCA ROTHGERBER CHRISTIE
LLP**

/s/ Eckley Keach III, Esq.

Ogonna M. Brown, Esq.

Nevada Bar No. 7589

Eckley Keach III, Esq.

Nevada Bar No. 14727

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169

*Attorneys for Anne Pantelas, Oliver Hemmers,
and Infinity Health Solutions, LLC*

CERTIFICATE OF SERVICE

1. On April 6, 2023 I served the following document(s): **STIPULATION TO EXTEND DISCOVERY DEADLINES AND CONTINUE PROPOSED TRIAL READINESS DATE [FIRST REQUEST]**

2. I served the above document(s) by the following means to the persons as listed below:

☒ a. ECF System: on all parties appearing and receiving notice in the above-referenced adversary proceeding.

☐ b. United States mail, postage fully prepaid:

☐ c. Personal Service:

I personally delivered the document(s) to the persons at these addresses:

☐ For a party represented by an attorney, delivery was made by handing the document(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

☐ For a party, delivery was made by handling the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

☐ d. By direct email (as opposed to through the ECF System):

☐ e. By fax transmission:

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

☐ f. By messenger:

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 6, 2023.

By: /s/ Bart K. Larsen, Esq.

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